

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

INTERNATIONAL FINANCE CORPORATION,	:
Plaintiff,	:
-against-	:
KORAT WASTE TO ENERGY CO., LTD.,	:
Defendant.	:

x

07 Civ. 5451 (SHS)

ORDER

SIDNEY H. STEIN, U.S. District Judge.

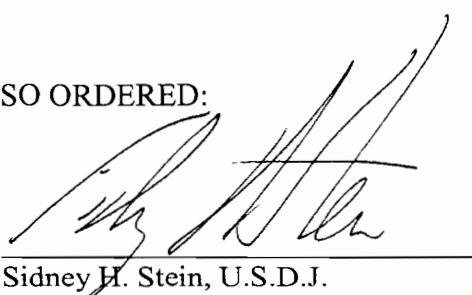
A pretrial conference having been held today, with counsel for both parties present,

IT IS HEREBY ORDERED THAT:

1. For the reasons set forth on the record, defendant's motion to dismiss the complaint [13] is granted in part and denied in part; specifically, the motion is granted as to counts II and IV of the Complaint and denied as to count I. In addition, defendant has conceded that it is liable for a termination fee pursuant to paragraph 7 of the Letter of Intent, and accordingly defendant's motion to dismiss count III of the Complaint is denied;
2. There will be a pretrial conference on April 25, 2008, at 11:30 a.m.

Dated: New York, New York
March 26, 2008

SO ORDERED:



Sidney H. Stein, U.S.D.J.